

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

STEVEN G. GREEN,

Plaintiff,

vs.

Civil No. 07-2712

SELECT REMEDY,

Defendant.

**ORDER ADOPTING REPORT AND RECOMMENDATION
AND DISMISSING CASE**

On June 20, 2008, Magistrate Judge Tu Pham issued a Report and Recommendation (hereinafter "Recommendation") recommending that this case be dismissed without prejudice pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, as it is identical to another case pending in this district. The Court has conducted a de novo review of the record and finds that the Recommendation is well reasoned.

Accordingly, the Court **ADOPTS** the Recommendation, and hereby dismisses the case without prejudice.

IT IS SO ORDERED this 25th day of June 2008.

s/Bernice Bouie Donald
BERNICE BOUIE DONALD
UNITED STATES DISTRICT COURT JUDGE